



Division of Criminal
Justice Services

Criminal Justice Statistical Report

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Environmental Conservation Law Offenses: Hazardous Waste and Waste Disposal 2022 Annual Report

New York State Executive Law requires the state Division of Criminal Justice Services (DCJS) to publish an annual report detailing arrests and prosecutions under state Environmental Conservation Law (ECL) Articles 27, 37 and 40, and Titles 27 and 37 of Article 71.

These laws detail offenses related to the improper handling of hazardous waste and disposal of materials or substances characterized as hazardous or acutely hazardous to the public health, safety or to the environment.

Table 1 details the number of statewide arrests for these crimes annually for the five-year period from 2018 through 2022.

Table 1
Arrests for ECL Hazardous Waste and Waste Disposal Offenses
2018 to 2022

	2018		2019		2020		2021		2022		Total	
	Felony	Misd	Felony	Misd	Felony	Misd	Felony	Misd	Felony	Misd	Felony	Misd
New York State	1	11	3	4	0	0	2	1	4	2	10	18
New York City	1	0	0	0	0	0	0	0	0	0	1	0
Non-New York City	0	11	3	4	0	0	2	1	4	2	9	18

Source: DCJS Computerized Criminal History system (10/20/2023).

These data are reported to DCJS by the police agency that made the arrest and maintained in the agency’s Computerized Criminal History (CCH) database. DCJS compiles arrests data by top charge: the most serious charge an individual faced at the time of arrest. For example, if an arrest included one felony and one misdemeanor charge, that arrest is classified as a felony.

Police only report arrests to DCJS that require fingerprints to be taken (as defined in state Criminal Procedure Law). As a result, data in this report does not include arrests of individuals on charges where fingerprints are not required to be taken by police, nor does it include charges or actions brought against a business, corporation or other entity.

Tables 2 through 4 on Pages 2 through 4 detail the outcomes of arrests for Environmental Conservation Law offenses. Disposition data are reported to DCJS by the state Office of Court Administration.

The statewide and regional (New York City and Non-New York City) summaries present the data according to the year in which the final disposition occurred, not the year in which the arrest was made. For example, a 2018 arrest that resulted in a conviction in 2019 is included in the 2019 dispositions. In addition:

- An arrest made for an Environmental Conservation Law offense may result in a conviction to a different crime including those in a different state law, such as the Penal Law.
- An arrest made for a felony or misdemeanor charge may result in a conviction to the same category (felony arrest results in a felony conviction) or a different category of crime (for example, a felony arrest can result in a conviction to a misdemeanor offense).

TABLE 2
NEW YORK STATE
Disposition of ECL Arrests for Hazardous Waste and Waste Disposal Offenses
2018 to 2022

		2018	2019	2020	2021	2022	TOTAL
Felony	Total Dispositions	3	1	1	2	1	8
	Convicted-Sentenced	1	1	1	2	1	6
	Covered by Another Case	0	0	0	0	0	0
	Dismissed-ACD	1	0	0	0	0	1
	Dismissed-Other	0	0	0	0	0	0
	Acquitted	1	0	0	0	0	1
	Convictions for:	1	1	1	2	1	6
	Felonies	0	1	0	0	0	1
	Misdemeanors	0	0	0	2	0	2
	Non-Criminal Offenses	1	0	1	0	1	3
	Sentences to:	1	1	1	2	1	6
	Prison	0	1	0	0	0	1
	Jail	0	0	0	0	0	0
	Time Served	1	0	0	1	0	2
	Fine	0	0	0	1	1	2
	Cond Discharge	0	0	1	0	0	1
	Misd	Total Dispositions	6	3	0	3	0
Convicted-Sentenced		3	1	0	2	0	6
Covered by Another Case		1	2	0	0	0	3
Dismissed-ACD		2	0	0	0	0	2
Dismissed-Other		0	0	0	1	0	1
Acquitted		0	0	0	0	0	0
Convictions for:		3	1	0	2	0	6
Felonies		0	0	0	0	0	0
Misdemeanors		1	0	0	2	0	3
Non-Criminal Offenses		2	1	0	0	0	3
Sentences to:		3	1	0	2	0	6
Prison		0	0	0	0	0	0
Jail		0	0	0	1	0	1
Time Served		0	0	0	0	0	0
Fine		3	1	0	1	0	5
Cond Discharge		0	0	0	0	0	0

Source: DCJS Computerized Criminal History system (10/20/2023).

Includes convictions to felonies, misdemeanors and non-criminal offenses such as violations and infractions.

The regional designation is based on location of the disposition court.

TABLE 3
NEW YORK CITY
Disposition of ECL Arrests for Hazardous Waste and Waste Disposal Offenses
2018 to 2022

		2018	2019	2020	2021	2022	TOTAL
Felony	Total Dispositions	1	0	0	0	0	1
	Convicted-Sentenced	0	0	0	0	0	0
	Dismissed-ACD	0	0	0	0	0	0
	Acquitted	1	0	0	0	0	1
	Convictions for:	0	0	0	0	0	0
	Felonies	0	0	0	0	0	0
	Misdemeanors	0	0	0	0	0	0
	Non-Criminal Offenses	0	0	0	0	0	0
	Sentences to:	0	0	0	0	0	0
	Prison	0	0	0	0	0	0
	Time Served	0	0	0	0	0	0
	Probation	0	0	0	0	0	0
	Fine	0	0	0	0	0	0
	Cond Discharge	0	0	0	0	0	0
	Misd	Total Dispositions	0	0	0	0	0
Convicted-Sentenced		0	0	0	0	0	0
Covered by Another Case		0	0	0	0	0	0
Dismissed-Other		0	0	0	0	0	0
Convictions for:		0	0	0	0	0	0
Misdemeanors		0	0	0	0	0	0
Non-Criminal Offenses		0	0	0	0	0	0
Sentences to:		0	0	0	0	0	0
Jail		0	0	0	0	0	0
Probation		0	0	0	0	0	0
Fine		0	0	0	0	0	0

Source: DCJS Computerized Criminal History system (10/20/2023).

Includes convictions to felonies, misdemeanors and non-criminal offenses such as violations and infractions.

The regional designation is based on location of the disposition court.

TABLE 4
NON-NEW YORK CITY
Disposition of ECL Arrests for Hazardous Waste and Waste Disposal Offenses
2018 to 2022

		2018	2019	2020	2021	2022	TOTAL
Felony	Total Dispositions	2	1	1	2	1	7
	Convicted-Sentenced	1	1	1	2	1	6
	Covered by Another Case	0	0	0	0	0	0
	Dismissed-ACD	1	0	0	0	0	1
	Dismissed-Other	0	0	0	0	0	0
	Convictions for:	1	1	1	2	1	6
	Felonies	0	1	0	0	0	1
	Misdemeanors	0	0	0	2	0	2
	Non-Criminal Offenses	1	0	1	0	1	3
	Sentences to:	1	1	1	2	1	6
	Prison	0	1	0	0	0	1
	Jail	0	0	0	0	0	0
	Time Served	1	0	0	1	0	2
	Fine	0	0	0	1	1	2
	Cond Discharge	0	0	1	0	0	1
	Misd	Total Dispositions	6	3	0	3	0
Convicted-Sentenced		3	1	0	2	0	6
Covered by Another Case		1	2	0	0	0	3
Dismissed-ACD		2	0	0	0	0	2
Dismissed-Other		0	0	0	1	0	1
Convictions for:		3	1	0	2	0	6
Felonies		0	0	0	0	0	0
Misdemeanors		1	0	0	2	0	3
Non-Criminal Offenses		2	1	0	0	0	3
Sentences to:		3	1	0	2	0	6
Prison		0	0	0	0	0	0
Jail		0	0	0	1	0	1
Time Served		0	0	0	0	0	0
Fine		3	1	0	1	0	5
Cond Discharge		0	0	0	0	0	0

Source: DCJS Computerized Criminal History system (10/20/2023).

Includes convictions to felonies, misdemeanors and non-criminal offenses such as violations and infractions.

The regional designation is based on location of the disposition court.